TO: Eric Sandin, GEF II, Geo/8

Groundwater Use Registry Buckslip

Site Na	ame Chippen	ON TOWN GARAGE		
Addre	ss WEST and	d TOWNALL ROAD	S	
		UT, WI		
BRRT	s# <u>03-</u> 0	2-000389		
		latitude		
Date o	f Closure Decision	Nov 30, 1999 anination		
No	POW Contami	ination		
Requi	red			
	and all drinking water wells			
If Ava	ilable, include the follow	ring:		
<u> </u>	extent and location, isoe exceed NR 140 enforces	al Description showing soil and groundwate concentrations for all ground ment standards, water table a nt, location and elevation of g	water contaminants that and piezometric	

GROUNDWATER USE RESTRICTION

Declaration of Restrictions

n Re: Lot 1 of Certified Survey Map (CSM) No. 331, recorded in Vol. 2, pages 202-203. (Note that the designation of the "groundwater use restriction area" on the attached CSM No. 331 is incorrect.

The groundwater use restriction will apply to the entire area of Lot 1.)

TATE OF WISCONSIN) ss
OUNTY OF ASHLAND)

WHEREAS, the Town of Chippewa is the owner of the above-described property.

WHEREAS, one or more petroleum discharges have occurred at this property. Petroleum contaminated groundwater above Ch. NR 140 enforcement standards existed on this property at the following location(s) during the August 1999 sampling event: A benzene concentration of 29 ug/l (parts per billion) and PW-1 espectively. See attached map Exhibit 1.

ASHLAND COUNTY, WI
Received for Record
at 110 O'clock A M. duly recorded in
Vol. 521 of Records on Page 605-609

JAN 1 6 2001

Kaun M. Miller
REGISTER OF DEEDS

Recording Area

Name and Return Address

241022443

Parcel Identification Number (PIN)

WHEREAS, it is the desire and intention of the property owner to impose on the property restrictions which will make it innecessary to conduct additional soil or groundwater remediation activities on the property at the present time.

WHEREAS, natural attenuation has been approved by the Department of Natural Resources to remediate groundwater contamination exceeding Ch. NR 140 groundwater standards within the boundaries of this property.

WHEREAS, construction of wells where the water quality exceeds the drinking water standards in Ch. NR 809 is estricted by Ch. NR 811 and Ch. NR 812. Special well construction standards or water treatment requirements, or both, or well construction prohibitions may apply.

NOW THEREFORE, the owner hereby declares that all of the property described above is held and shall be held, conveyed or encumbered, leased, rented, used, occupied and improved subject to the following limitation and restrictions:

Anyone who proposes to construct or reconstruct a well on this property is required to contact the Department of Natural Resources' Bureau of Drinking Water and Groundwater, or its successor agency, to determine what specific requirements are applicable, prior to constructing or reconstructing a well on this property. No well may be constructed or reconstructed on this property unless applicable requirements are met.

If construction is proposed on this property that will require dewatering or if contaminated groundwater is otherwise extracted from this property in the future, the groundwater must be sampled and analyzed and must be managed in compliance with applicable laws and regulations. The property owner will need to apply for a WPDES permit if extracted groundwater from this property is proposed to be be discharged.

This restriction is hereby declared to be a covenant running with the land and shall be fully binding upon all persons acquiring the above-described propery whether by descent, devise, purchase or otherwise. This restriction benefits and is enforceable by the Wisconsin Department of Natural Resouces, its successors and assigns. The Department, its successors or assigns, may initiate proceedings at law or in equity against any person or persons who violate or are proposing to violate this covenant, to prevent the proposed violation or to recover damages for such violation.

Any person who is or becomes owner of the property described above may request that the Wisconsin Department of Natural Resources or its successor issue a determination that the restrictions set forth in this covenant are no longer required. Upon receipt of such a request, the Wisconsin Department of Natural Resources shall determine whether or not the restrictions contained herein can be extinguished. If the Department determines that the restrictions can be extinguished, an affidavit, with a copy of the Department's written determination, may be recorded to give notice that this groundwater use restriction, is no longer binding.

By signing this document, Robert Rybak, Chairman, Town of Chippewa, asserts that he/she is duly authorized to sign this document on behalf of the Town of Chippewa.

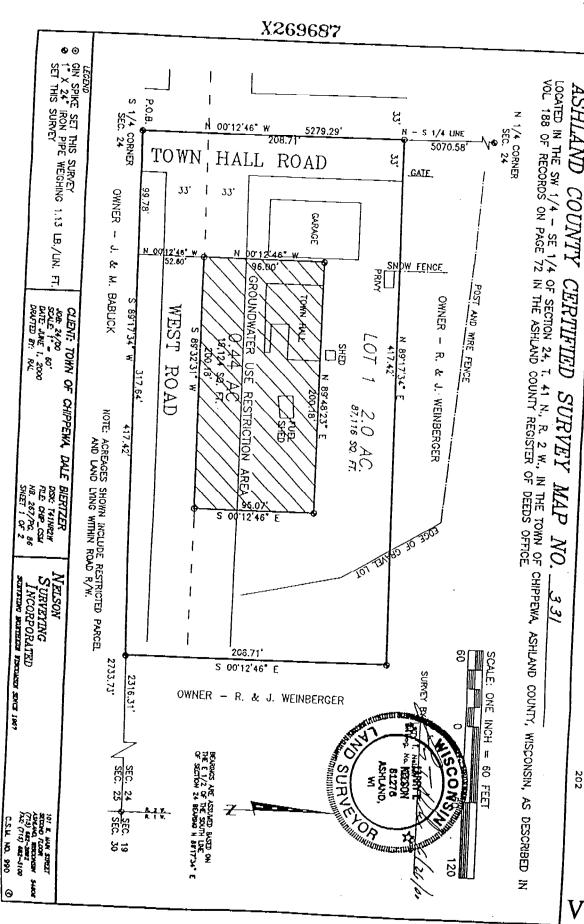
Signature:	hout E Ory befor.
Printed Name:	Robert Rybak
Title:	Chairman, Town of Chippewa

Subscribed and sworn to before me this 22 day of Seconde 2000.

Notary Public, State of Wisconsin

My commission expires 7-1/-2004

This document was drafted and revised by Central Wisconsin Engineers & Architects, Inc., based upon information provided by the Wisconsin Department of Natural Resources.



VOL521PG 60

ASHLAND COUNTY CERTIFIED SURVEY MAP NO. 331

LOCATED IN THE SW 1/4 - SE 1/4 OF SECTION 24, T. 41 N., R. 2 W., IN THE TOWN OF CHIPPEWA, ASHLAND COUNTY, WISCONSIN, AS DESCRIBED IN VOL. 188 OF RECORDS ON PAGE 72 IN THE ASHLAND COUNTY REGISTER OF DEEDS OFFICE.

SURVEYOR'S CERTIFICATE

I, Larry T. Nelson, Registered Land Surveyor in the State of Wisconsin, hereby certify:

That on the order of the Town of Chippewa, and Dale Biertzer, I have made a survey of a parcel of land located the the SW 1/4 of the SE 1/4 of Section 24, T. 41 N., R. 2 W., in the Town of of land located the the SM 1/4 of the SE 1/4 of Section 27, 1. 71 in, in the located Ashland County, Wisconsin, as described in Vol. 188 of records on page 72 in the

Begin at the South 1/4 corner of said Section 24 and run N00*12*46" W, 208.71 feet, along the North - South 1/4 line of said Section 24; Thence leaving said 1/4 line, N89'17'34"E, 417.42 feet; Thence S00'12'46"E, 208.71 feet to the south line of said Section 24; Thence along said south line, S89 17 34 W. 417.42 feet to the Point of Beginning.

Entire Parcel contains 87,116 square feet, which is 2.0 acres including the restricted parcel and the land lying within the right-of-way of Town Hall Road and West Road.

Subject to all easements and reservations of record.

That I have fully complied with Chapter 236.34 of the Wisconsin Statutes and Ashland County Subdivision Control Ordinance;

That this map is a true representation of said survey; and

That said survey and map are correct to the best of my knowledge and belief.

corry T. Nelson WI Reg. No. 1276

LARRY T NELSON \$1276 ASHLAND.

SCONSIA

ANIOTATION TO THE TANKE

ASHLAND COUNTY ZONING APPROVAL

This Ashland County Certified Survey Map Is hereby approved by the Ashland County Zoning Department on this day of Marie 2000

Larry Hildebrandt

Zoning Administrator

ASHLAND COUNTY, WI
ASHLAND COUNTY, WI
Received for Record
O'clock A M. duly recorded in
A displaced on Page 202-203
Cert. Survey

JUN 2 9 2000

Naun M. Miller REGISTER OF DEEDS

CLIENT: TOWN OF CHIPPEWA, DALE BIERTZER

JOB NO: 24/00 SCALE: 1° = 60° DATE: JUNE 1, 2000 DRAFTED BY: RAL

DISK: T41NR2W FILE: CHIP_CSII NB.287/PG.86 SHEET 2 OF 2

NELSON SURVEYING INCORPORATED

101 W. MAIN STREET SECOND FLOOR ASHAMD, MESCONSIN 54808 (715) 882-2892 FAIC (715) 882-5100

203

SURVEYING NORTHERN VISCONSIN SINCE 1967

C.S.H. NO. 990

VOL 52 1PG 608

PW-2 SURVEY CONTROL POINT AIR INJECTION WELL BURIED TELEPHONE SCALE IN FEE CEOPROBE BROING EXCAVATION AREA MONITORING WELL PUMPING WELL POWER POLE LEGEND ABOVECROUND TANK GRAVEL TOWN HALL **₩**-3P I NNYI LP 7ANK MW-8 CARAGE OU THOUSE $\dot{\Box}$ WW-1 Ww-2⊕ HGP-3 ■ ROAD GARAGE TANK 3 GRAVEL WEST GATE **⊕** ¾ ⊕ ASPHALT JJAHNWOT **QAO9** [1] PHONE: (715) 359-9400 FAX: (715) 355-4199 5707 SCHOPELD AVENUE WESTON, WISCONSIN 54476 SITE MAP

AND ARCHITECTS, INC.
CENTRAL WISCONSIN ENGINEERS

TOWN OF CHIPPEWA GARAGE BUTTERNUT, WISCONSIN

VOI.521PG 60



EXHIBIT:



State of Wisconsin \ DEPARTMENT OF NATURAL RESOURCES

Tommy G. Thompson, Governor George E. Meyer, Secretary William H. Smith, Regional Director Northern Region Headquarters 107 Sutliff Ave. Rhinelander, Wisconsin 54501-0818 Telephone 715-365-8900 FAX 715-365-8932 TDD 715-365-8957

December 7, 1999

Mr. Bob Rybak Town of Chippewa Rt 2 Butternut, WI 54514

Subject: Chippewa Town Garage, West and Townhall Rds, Butternut, Wi BRRTS # 03-02-000389

Dear Mr. Rybak:

The Department of Natural Resources provided a notice to you that the degree and extent of gasoline and diesel fuel contamination at the above-named site was required to be investigated and remediated. We have since been informed that the required investigation and remediation has been accomplished.

On November 30, 1999, the above-named site was reviewed by the Northern Region Closeout Committee for a determination as to whether or not the case qualified for close out under ch. NR 726, Wis. Adm. Code.

Based on the investigative and remedial documentation provided to the Department, it appears that the gasoline and diesel fuel contamination at the above-named site has been remediated to the extent practicable under current site conditions, and that no further action is necessary at this time. Therefore, the Department will consider the case "closed," pursuant to NR 726.05(8)(am), if the responsible party sign and record a Groundwater Use Restriction for the property.

Enclosed is an example of a Groundwater Use Restriction. Please draft a specific Groundwater Use Restriction for this site and submit the draft to me. Department of Natural Resources attorneys will review the draft and return it to you with revisions. After you have made the revisions, you should sign and record the restriction with the County Register of Deeds. To document that this condition has been complied with, the responsible party must submit to the Department a copy of the recorded Groundwater Use Restriction, with the recording information stamped on it, within 15 days after the Register of Deeds returns the Groundwater Use Restriction to the responsible party. The Groundwater Use Restriction may be amended in the future with the approval of DNR is conditions change at the site and the residual contamination is remediated.

The groundwater use restriction is an option that the Department can offer to you in order to close this site. If you choose not to accept this option, you may perform additional investigation and cleanup of the remaining contamination. Note that this additional work may not be eligible for reimbursement through the Petroleum Environmental Cleanup Fund Award (PECFA) Program. You should contact the Department of Commerce to determine eligibility of the additional work for reimbursement.

Please note that this case closure is contingent upon proper documentation of proper abandonment of the





monitoring wells on site. If monitoring wells remain at this site, please provide the documentation that this action has been completed, or have your consultant do so. Please complete Form 3300-5B and send it to my attention at the above address.

If you have any additional information which was not formerly provided to the Department, and which you feel would significantly impact this closure decision, you may submit that information for our re-evaluation of case closure.

If you have any questions, please call me at 715-365-8990.

Sincerely,

NORTHERN REGION

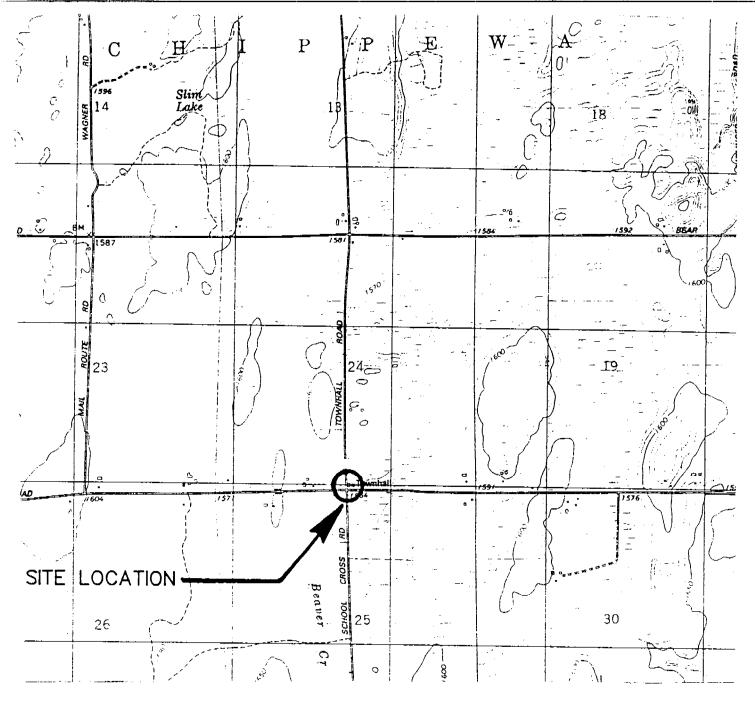
Janet Kazda

Case Closeout Committee

> cc:

Lori Huntoon, Dept of Commerce Steve Karklins, DG/2 Chuck Fitzgerald, Rhinelander Ron Becker, Rhinelander Chris Saari, Brule

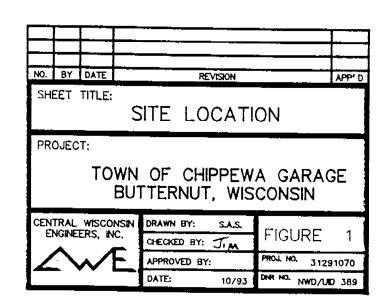
Susan Fenhaus Central Wisconsin Engineers, Inc PO Box 107 Weston, WI 54476





SCALE: 1:24 000

SOURCE: U.S.G.S. QUADRANGLE MAPS "PEEKSVILLE, WISCONSIN, 1984"



Groundwater Monitoring Results - August 31, 1999 Town of Chippewa Garage, Butternut, Wisconsin

Sulfate Nitrite + Nitrate Aikalinity Temperature Methyi-t-butyl ether m- & p- Xylenes N = Nct detected. O- Xylenes Ethylbenzene Benzene Diesel-Range Organics Organics — = Not analyzed MDL: Method Detection Limit ES: Enforcement Standard PAL: Preventative Action Limit Diss. Oxygen norganics Gasoline-Range Organic Total Trimethylbenzene 1,2,4-Trimethylbenzene otal Xylenes Toluene - = Not established. ,3,5-Trimethylbenzene (mg/L) (mg/L) (mg/L) (mg/L) (S.U.) (mg/L) (µg/L) (J/g/L) (J/g/L) (J/6H) (J/grl) (hg/L) (J/g/L) (J/grl) (1/gr) (J/g/L) (1/g₄) (hg/L) ලී Ground Elevation Water Elevation Water Depth Point Elevation PVC Elevation Well I.D. PΑ Top of Screen Elev ₽Ą 0.15 68.6 <u>8</u>1 140 0.5 124 124 125 124 96 96 12 ĘŞ ß 480 620 620 343 343 480 480 620 250 0.3 0.009 700 ಠ 8 S ΜĐ 퉏 0.14 0.26 0.92 9 0.1 9.0 2.2 0.5 0.6 0.6 0.5 MW-1 08/31/99 z z z z z z z z z z ŀ Z 91.29 0.017 86.40 8.24 96.40 99.99 99.53 6.36 0.71 14.6 5,6 127 2.3 MW-3 08/31/99 z z z z z z z z z z ١ 91.11 83.30 93.30 96.80 96.58 5.47 5.99 17.5 2 0.3 4.7 5 MW-3P 08/31/99 z z z Z, z z z z 90.44 62.60 67.60 96.60 96.09 5.65 6.27 0.98 12.6 246 9.0 2.5 1.6 8.7 9 AWA 08/31/99 z 91.09 6.86 85.00 95.00 98.49 97.95 6.46 1 94 0 17.6 384 2.0 107 2 8 2 19 5 4 4 29 9MM 08/31/99 z z z z z z z z Z z 1 z 101.57 0.057 90.93 10.64 83.60 93.60 98.59 0.57 8.5 5.76 15.0 35 13 MW-7 08/31/99 z z z z z z z z z 91.08 81.40 91.40 96.40 96.09 5.01 5.82 65 2.1 7.3 4 8 3 MW-8 08/31/99 z z z z z 2 z z z 91.11 81.00 91.00 95.50 95.18 4.07 5.83 64 15.6 5.6 0.4 4 MW-9P 08/31/99 5 Z, z z z z z Z, z z z t z 90.52 50.70 4.78 55.70 95.70 95.30 6.31 11.7 2.0 0.1 67 ₽**V**-1 08/31/99 z z 1 94.10 97.66 97.29 79.10 ο 2 18.6 24.8 22.3 650 4.8 9.3 6.0 93 ಧ 12 5 20 26 PW-2 08/31/99 z z z|z|zz z z z z 1 91.09 59.80 95.80 95.11 89.80 0.85 4.02 5.18 14.8 0.3 0.5 ပ္ပ 47

Date	Approved
10/29/99	なり

